UNITED STATES DISTRICT COURT DISTRICT OF DELAWARE

In re:

NEW CENTURY TRS HOLDINGS, INC., et al.,

Debtors.

POSITIVE SOFTWARE SOLUTIONS, INC.,

Appellant,

v.

NEW CENTURY TRS HOLDINGS, INC., et al.,

Appellees

Chapter 11

Bk. No. 07-10416v (KJC)

Jointly Administered

Civ. No. 07-559-SLR

ORDER GRANTING MOTION TO DISMISS

Upon consideration of the Motion to Dismiss filed by Appellant Positive Software Solutions, Inc. ("PSSI"), this Court finds that the motion is meritorious and should be granted. Accordingly,

IT IS ORDERED that the captioned appeal is hereby dismissed.

Dated: 8/26/08

The Honorable Sue L. Robinson United States District Court Judge